

## Bureau of Land Management, Interior

## § 8372.0–5

### § 8365.2–4 Vehicles.

Unless otherwise authorized, no motor vehicle shall be driven within developed recreation sites or areas except on roads or places provided for this purpose.

### § 8365.2–5 Public health, safety and comfort.

On developed recreation sites and areas, unless otherwise authorized, no person shall:

(a) Discharge or use firearms, other weapons, or fireworks; or

(b) Bring an animal, except a Seeing Eye or Hearing Ear dog, to a swimming area.

## PART 8370—USE AUTHORIZATIONS

NOTE: The information collection requirements of 43 CFR part 8370 have been approved by the Office of Management and Budget under 44 U.S.C. 3501 *et seq.* and assigned clearance number 1004–0119. The information will be used to determine whether applicants for Special Recreation Permits on public lands should be granted such permits. The obligation to respond is required to obtain a benefit.

[49 FR 34337, Aug. 29, 1984]

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AUTHORITY: 16 U.S.C. 460l–6a, 16 U.S.C. 670(g–n), 16 U.S.C. 1271–1287, 6 U.S.C. 1241–1249, 43 U.S.C. 1181(a), 43 U.S.C. 1201, 43 U.S.C. 1701 *et seq.*

SOURCE: 43 FR 40738, Sept. 12, 1978, unless otherwise noted.

EFFECTIVE DATE NOTE: At 67 FR 61745, Oct. 1, 2002, part 8370 was removed, effective Oct. 31, 2002.

### Subpart 8371—Recreation Use Permits, Developed Sites [Reserved]

### Subpart 8372—Special Recreation Permits Other Than on Developed Recreation Sites

#### § 8372.0–1 Purpose.

This subpart sets forth the procedures for authorizing certain recreational uses of lands and waters administered by the Bureau.

#### § 8372.0–2 Objective.

To establish a permit and fee system for certain recreation uses of lands and waters administered by Bureau.

#### § 8372.0–3 Authority.

The rules in this subpart are issued pursuant to: 43 U.S.C. 1201; 43 U.S.C. 1701 *et seq.*; 43 U.S.C. 1181a; 16 U.S.C. 460l–6a; 16 U.S.C. 670g–n; 16 U.S.C. 1271–1287; 16 U.S.C. 1241 through 1249.

[43 FR 40738, Sept. 12, 1978, as amended at 49 FR 34337, Aug. 29, 1984]

#### § 8372.0–5 Definitions.

For the purposes of this subpart:

(a) *Commercial use* is recreational use of the public lands for business or financial gain. When any permittee, employee or agent of a permittee, operator, or participant makes or attempts to make a profit, salary, increase his business or financial standing, or supports, in any part, other programs or activities from amounts received from or for services rendered to customers or participants in the permitted activity, as a result of having the special recreation permit, the use will be considered commercial. Subsistence activities of Alaskan Natives (as defined in the Alaska Native Claims Settlement Act) in Alaska are not considered recreational use. The collection by a permittee or his agent of any fee, charge, or other compensation which is not strictly a sharing of, or is in excess of, actual expenses incurred for the purposes of the activity or use shall make the activity or use commercial. Use by